



TESTIMONY OF KIRK WAMPLER
IN SUPPORT OF ONFIBER CARRIER SERVICES, INC.'S
PETITION FOR CERTIFICATES OF AUTHORITY

Q. Please state your name and business address.

A. My name is Kirk Wampler. My business address is OnFiber Carrier Services, Inc. 10201 Bubb Road, Cupertino, CA 95014. (408) 865-6200.

Q. Do you currently hold a position with the Applicant in this matter, OnFiber Carrier Services?

A. Yes, I am the Vice President of Fiber Acquisition for OnFiber Carrier Services, Inc. ("OnFiber").

Q. What are your responsibilities in this position?

A. I am primarily responsible for directing the company's acquisition of fiber to build the network.

Q. Do you hold a college degree?

A. Yes, I received a B.S. in Conservation and Environmental Resources from the University of California at Berkeley in 1975.

Q. Please describe your professional experience in the telecommunications field.

A. I have seven years of experience in the telecommunications field. I was the Northern California Project Director for NEXTEL beginning in 1993, where I supervised the site acquisition, zoning entitlement, and construction teams for over 500 cell sites. I was also a team leader of the initial launch for the Southern California Nextel Market. After leaving NEXTEL in 1995, I was Director of Right of Way at Metricom, Inc., a leading mobile data communications provider. There I led a nationwide acquisition team with over thirty site acquisition project managers, where we struck over 1000 deals with a wide range of municipalities, electric utility companies and private property owners in order to deploy Metricom's Ricochet network. In 2000, I joined OnFiber as Vice President of Fiber Acquisition.

Q. What is the purpose of your testimony in this proceeding?

A. The purpose of my testimony in this proceeding is to demonstrate that OnFiber's Application to become a telecommunications carrier to provide local exchange and interexchange services on a facilities and resale basis meets appropriate public policy and is in the public interest. I will also explain the services that OnFiber proposes to offer in Illinois.

ILL. C. C. DOCKET NO. 00-0266
Applicant Exhibit No. 1

Witness _____

Date 7-20-00 Reporter *Paul*

Q. What are the main points of your testimony?

A. My testimony will address several major points: 1) the authority that OnFiber seeks from the Commission; 2) a description of the services OnFiber intends to provide to Illinois customers; 3) a description of OnFiber's managerial, technical, and financial qualifications; and 4) a demonstration that OnFiber's proposed telecommunications services are consistent with the public interest.

Q. Please describe the authority that OnFiber seeks from the Commission?

A. OnFiber seeks a certificate to become a telecommunications carrier to provide resale and facilities-based local exchange and interexchange telecommunications services pursuant to 13-404 of the Illinois Public Utilities Act; a Certificate of Interexchange Service Authority authorizing it to provide interexchange telecommunications services within the State of Illinois pursuant to 13-403 of the Public Utilities Act; and a Certificate of Authority to provide interchange services pursuant to 13-405 of the Public Utilities Act.

Q. Does OnFiber currently have authority to provide service in other jurisdictions?

A. Yes, OnFiber has received approval to provide service in 11 states: Washington, Pennsylvania, New York, Texas, Massachusetts, Wisconsin, California, Ohio, Colorado, Minnesota and Delaware. Fourteen applications are pending.

Q. Please describe the types of services that OnFiber will offer in Illinois.

A. OnFiber will offer unregulated and data communications services. These services consist of Dedicated Transport Service which allows a Customer to connect two locations with private dedicated services at a number of different speeds. Hubbed service is available for: (1) DS3 service (a dedicated high capacity channel with a line speed of 44.736 Mbps), (2) DS1 service (a dedicated high capacity channel with a line speed at 1.544 Mbps), (3) Dark Fiber (unused fiber through which no light is transmitted, or installed fiber optic cable not carrying a signal), and (4) Transport Arrangement Service.

Q. Will OnFiber have an office in Illinois?

A. Yes, OnFiber will have an office in Illinois when it has received its Certificates of Authority and is ready to offer service to Illinois customers.

Q. What facilities will OnFiber use to provide its proposed services?

A. OnFiber will use conduit, manholes, fiberoptic cables and equipment in order to offer service.

Q. Please describe OnFiber's managerial qualifications.

A. Jagdeep Singh, Co-Founder and CEO of OnFiber, Mr. Singh co-founded Lightera Networks, where he served as President and CEO. Lightera's product was an intelligent optical core switch enabling highly scalable, flexible, and reliable optical backbone networks. After Ciena Corporation acquired Lightera, Mr. Singh stayed on as the President and General Manager of Ciena Corporation's Core Switching Division (CSD), and served on Ciena's Board of Directors. Prior to founding Lightera, Mr. Singh was a venture partner at the venture capital firm InterWest Partners, focusing on investments in the data communications and telecommunications sector. Before joining InterWest, Mr. Singh founded AirSoft, Inc. where he was President and CEO. Shiva Corporation acquired AirSoft and he remained with the company as the Vice President of Technology Strategy. He has also held technical and marketing positions at Sun Microsystems and Hewlett-Packard. Mr. Singh holds an M.S. in Computer Science from Stanford University, an M.B.A from the University of California, Berkeley, and a B.S. in Computer Science from the University of Maryland.

Drew Perkins, Co-Founder and CTO of OnFiber, Mr. Perkins served as CTO of Ciena Corporation's Core Switching Division and its predecessor, Lightera Networks, Inc., which he also co-founded in 1998. Mr. Perkins served on Lightera's Board of Directors until the company was acquired by Ciena in 1999. He also served as Vice President of the Optical Internetworking Forum (OIF) Technical Committee from its inception through its first year of operation. Mr. Perkins was the principal architect of numerous ATM, TCP/IP, and Ethernet hardware and software products at FORE Systems, Inc.. He served as FORE's primary representative to the ATM Forum Technical Committee and the Internet Engineering Task Force (IETF). In addition, Mr. Perkins was a co-founder of the ILMI, PNNI, LAN Emulation, and MPOA Working Groups. Mr. Perkins holds B.S. degrees in Electrical Engineering, Computer Engineering, and Mathematics from Carnegie Mellon University.

Steve O'Hara, Co-Founder and Executive Vice President of Strategic Alliances and Partnerships, Mr. O'Hara held several key technology and business development management positions at Nortel and Micron Technology. Mr. O'Hara also founded and ran virtual chip pioneer CoreLogic, a successful semiconductor company focused on broadband communications. CoreLogic's customers included Intel, Rockwell, and Mitsubishi. Prior to CoreLogic, Mr. O'Hara was a founding team member of Octus, an early networking pioneer that made a successful IPO in 1994. Mr. O'Hara is a 12-year veteran and entrepreneur in the communications and networking industries, founding and playing several key operating roles at Silicon Valley start-ups and established networking companies. Mr. O'Hara also served on several strategic advisory positions for early stage, venture backed companies including Aprisa, NetScreen Technologies, and EuPhonics, which was acquired by 3Com. In addition, Mr. O'Hara has authored several papers on broadband communications.

Michael Guess, Co-Founder and Executive Vice President, Engineering and Operations, Prior to co-founding OnFiber, Mr. Guess led the organization responsible for engineering IXC Communications' (Broadwing) national fiber-optic backbone expansion. During his tenure, IXC evolved from a regionally-focused telecommunications company to a national facility-based fiber carrier. Prior to IXC, Mr. Guess served as the Director of Switched Network and Technical Facilities Engineering for WilTel, which was purchased by WorldCom. He was responsible for the design and implementation of WorldCom's switched network. The network grew to carry over 3 billion minutes per month. During his tenure at WorldCom, Mr. Guess was also responsible for the technical construction of physical facilities (i.e., Points of Presence and switching locations) supporting WorldCom's expansion. Prior to joining WilTel, Mr. Guess served in various engineering and operations roles at the Public Service Company of Oklahoma (PSO). His responsibilities included design, implementation and maintenance of PSO's competitive local fiber network. Mr. Guess also served as the President of the DMS-250 Users Group, an organization of approximately 80 carriers aligned in an effort to focus on service and development issues related to the DMS-250 switching platform. Mr. Guess holds M.S. and B.S. degrees in Electrical Engineering from Oklahoma State University.

Danny Bottoms, Executive Vice President, Network Construction, Mr. Bottoms was President of C&S Network Construction, a unit of MasTec who is the largest telecommunications infrastructure provider in the U.S. During his tenure, he built metro fiber networks for many global telecommunications companies, including Global Crossing, MFN, and Level 3. He led a team of over 500 employees who provided full turnkey network deployment, from route development to outside plant engineering and permitting to construction. Prior to C&S, Mr. Bottoms was Vice President of Construction for Qwest Communications. In this role, he managed over 600 personnel and constructed a majority of the Qwest national network. Mr. Bottoms managed construction throughout the United States on all types of rights-of-way during the aggressive build plan. During the peak of construction, Qwest crews installed over 100 miles of conduit and 150 miles of cable per week. Mr. Bottoms began his career at MCI Telecommunications where he managed network construction. Prior to MCI, he was a U.S. Army officer. Mr. Bottoms holds a B.S. in Chemical Engineering for the University of Iowa.

Kirk Wampler, Vice President, Fiber Acquisition, Mr. Wampler was director of Right of Way at Metricom, Inc., a leading mobile data communications provider. At Metricom, Mr. Wampler lead a nationwide acquisition team of over thirty site acquisition project managers responsible for striking over 1,000 deals with a wide range of municipalities., electric utility companies, and private property owners. to deploy Metricom's Ricochet network. Prior to joining Metricom, Mr. Wampler was the Northern California Project Director for NEXTEL, where he supervised the site acquisition, zoning entitlement, and construction teams for over 500 cell sites. He was also a team leader of the initial launch for the Southern California NEXTEL market.

Clark Osterhout, Vice President and General Manager, Western Region, Mr. Osterhout was the Western Regional Vice President for GTE Internetworking, formerly known as BBN Planet, GTE's global business-focused ISP. Mr. Osterhout joined BBN in 1995 as an Account Executive and in 1999 was appointed to the post of Regional Vice President. Under Mr. Osterhout's leadership, sales in the western region grew from \$8 million in 1997 to over \$75 million in 1999. He led GTE Internetworking's sales team that was responsible for landing accounts such as Yahoo, Microsoft/WebTV, InterNap, NetZero, iPass, Cisco, Oracle, Hewlett Packard, Intel, and Sun Microsystems. Prior to BBN/GTE Internetworking, Mr. Osterhout was Vice President of Investments for CB Commercial and spent eighteen years in the commercial real estate marketplace. Mr. Osterhout holds a B.S. in General Science Studies from Portland State University.

Robert Lerner, Corporate Controller and Treasurer, Mr. Lerner was Vice President and Corporate Controller of Excite@Home, a leading broadband media company. During his tenure at Excite@Home, the company grew from a 150-person start-up with virtually no revenue, through public and secondary stock offerings, two convertible debt offerings and numerous mergers, acquisitions and strategic investments to a company of 2,800 people with annual revenues of over \$500 million. He was chief accounting officer and responsible for all accounting, internal and external reporting, treasury, purchasing, financial operations, and financial systems. Prior to Excite@Home, Mr. Lerner was Vice President and Treasurer of Sybase, Treasurer of Cypress Semiconductor, and held numerous financial management positions at Xidex/Dysan, GRiD Systems, Osborne Computer, Lexitron/Raytheon Data Systems and Memorex. Mr. Lerner holds an M.B.A. from Georgia State University, Atlanta and a B.A in Accounting from Marshall University, Huntington, WV.

John Gilliland, Vice President of Operations, Mr. Gilliland served as the Vice President of engineering and operations for C3 Communications. He was responsible for the design, implementation and operation of the fiber optic network from its inception. During his tenure, C3 Communications added over 2500 miles of fiber optic network with Points of Presence in 16 cities across the four states of Texas, Oklahoma, Louisiana and Arkansas. Prior to joining C3, Mr. Gilliland served on the founding team as the Vice President of Engineering and Operations of CSW/ICG ChoiceCom, a competitive local exchange carrier. He was responsible for the installation and operation of Central Offices with switching platforms in 6 cities. Prior to joining ChoiceCom, Mr. Gilliland held various managerial and supervisory positions for the Central and Southwest regions. He served as Manager of Transport Networks for CSW's Service Company, Manager of Telecommunications for CSW's Southwest Electric Power Company and Supervisor of Engineering and Operations for CSW's Public Service Company of Oklahoma. Mr. Gilliland holds a B.S. in Electrical Engineering from the University of Tulsa.

William Metcalfe, Vice President, Business Development, Mr. Metcalfe was the Vice President of Business Development, Strategy and Intellectual Property for Siros Technologies. He joined as a result of a merger with N-Light Technologies, a Lucent

venture which he founded. Previously, he had been a founding member of Lucent's New Ventures Group, an internal venture capital and incubator arm, and held roles within Lucent in Business Development and M&A. In 1992, Mr. Metcalfe joined AT&T as Director of New Business Development to create new opportunities relating to cable TV, local exchange, wireless, long distance and interactive TV. Mr. Metcalfe joined Cox Enterprises in 1990, where he directed Cox's entry into telecommunications. Mr. Metcalfe led the effort to launch Personal Communication Services (PCS) that resulted in the FCC's grant of a *Pioneer's Preference* to Cox. Mr. Metcalfe also led Cox's exploration of alternative access and, subsequently, instrumental in Cox's leadership in the acquisition of Teleport, which was later acquired by AT&T. From 1985 to 1988, Mr. Metcalfe held marketing and product planning management positions at GTE. Mr. Metcalfe holds a B.S. with distinction in Electrical Engineering from the University of Virginia, and an M.B.A. from Harvard.

Q. Please describe OnFiber's technical qualifications.

A. As outlined in the Application, as well as in the Testimony, the senior management team at OnFiber has extensive technical and telecommunications experience, and has been instrumental in the design, implementation and operation of several telecommunications networks.

Q. Please describe OnFiber's financial qualifications.

A. OnFiber is well-positioned to succeed in the rapidly changing telecommunications market, and has the financial resources necessary to operate as a provider of telecommunications services in Illinois.

OnFiber plans an aggressive service rollout to meet demand for innovative telecommunications services. The proposed initiation of services in Illinois requires a significant investment by Applicant. All funds for the initial operation of OnFiber will be provided by Applicant's parent corporation, OnFiber Communications, Inc. ("OnFiber Communications"). OnFiber Communications is a privately held corporation. The primary source of funding for OnFiber Communications is investments by private and institutional investors.

In support of its financial qualifications, OnFiber has submitted the financial statements of its parent company, OnFiber Communications. Because these financial statements are highly confidential and contain competitively sensitive and proprietary information, they have been filed with the Staff under seal, and are not to be made publically available. Applicant will cooperate with Commission Staff to provide full explanation of Applicant's financial capabilities. The financial documentation presented with OnFiber's application demonstrates that OnFiber has more than sufficient funds to provide its proposed services in Illinois.

OnFiber requests that the Commission waive the requirement that OnFiber provide audited financial statements until such time as they become available. The financial information contained in the application demonstrate that OnFiber has more than sufficient funds to operate its proposed services.

Q. Please describe the public interest benefits associated with OnFiber's proposed offering of telecommunication services in Illinois.

A. OnFiber will provide competition in telecommunications which is in the public interest. This competition will lead to efficient pricing, improved service quality, expanded product and service capabilities, greater reliability and increased consumer choice..

Q. Has OnFiber requested any waivers of ICC regulations?

A. Yes. OnFiber has requested three general waivers. The first is a waiver of 83 Illinois Administrative Code Part 250 which requires us to maintain all of our business records in Illinois. OnFiber's headquarters is located in California, and we would like to be able to maintain all of our books at this central location. We will of course, at our expense, make all such records readily available to the Commission if requested. We also are seeking a waiver of 83 Illinois Administrative Code Part 735.180 related to the provision of directories. OnFiber will ensure that our customers listings are included in the incumbent LEC's directories. Finally, we are requesting a waiver of 83 Illinois Administrative Code Part 710 relating to a uniform system of accounts. OnFiber currently employs a system of accounts in conformity with generally accepted accounting principles. By allowing the waiver of this Part, it will further reduce the level of economic burdens upon OnFiber. OnFiber believes that these waivers are consistent with the purposes and policies of the Illinois Public Utilities Act.

Q. How will OnFiber bill its customers?

A. The Customer will receive its bill on or about the same day of each month. Each bill contains monthly recurring charges billed in advance, usage charges in arrears, and the last date for timely payment. OnFiber will prorate monthly recurring charges based on a 30 day month.

Billing of the Customer by OnFiber will begin on the Service Commencement Date, which is the day on which the OnFiber notifies the Customer that the service or facility is available for use, except that the Service Commencement date may be postponed by mutual agreement of the parties, or if the service or facility does not conform to standards set forth in this tariff or the Service Order. Billing accrues through and includes the day that the service, circuit, arrangement or component is discontinued.

Bills are due and payable as specified on the bill. Bills may be paid by mail or in person at the business office of OnFiber or an agency authorized to receive such payment. All

charges for service are payable only in United States currency. Payment may be made by cash, check, money order, credit card, or cashier's check.

Customer payments are considered prompt when received by the Company or its agent by the due date on the bill. The due date is 21 days after the bill is rendered and is designated by the due date on the Customer's bill to timely pay the charges as filed.

Customers have up to two years (commencing 5 days after the remittance of the bill) to initiate a dispute over charges or to receive credits.

If any portion of the payment is received by OnFiber after the due date, or if any portion of the payment is received by OnFiber in funds which are not immediately available upon presentment, then a late payment penalty shall be due to OnFiber. The late payment penalty shall be the portion of the payment not received by the date due, multiplied by a late factor. The late factor shall be the lesser of: (a) a rate of 1.5% per month, or (b) the highest interest rate which may be applied under state law for commercial transactions.

The Customer is responsible for payment of any sales, use, gross receipts, excise, access, or other local, state, and federal taxes, surcharges (however, designated, excluding taxes on OnFiber's net income) imposed on or based upon the provision, sale or use of services offered under the terms of the tariff.

A bill will not include any previously unbilled charge for service furnished prior to three months immediately preceding the date of the bill. An additional exception for backbilling is permitted for a period of one year in cases involving toll fraud.

If the Customer will be assessed a charge of twenty-five dollars (\$25.00) for each check submitted by the Customer to OnFiber which a financial institution refuses to honor.

These billing procedures will be in accordance to the tariffs filed on OnFiber's behalf.

Q. How does OnFiber intend to handle service, billing, and repair complaints?

A. As OnFiber is a relatively young company, many of its operational department remain under development. OnFiber intends to have a customer service department to handle such complaints, however OnFiber cannot provide the details on the operation of the customer service department at this time. OnFiber does ensure that the company will comply with any and all Illinois laws or regulations relating to customer service when resolving service, billing and repair complaints. OnFiber has provided a number for customer access: 877-2-ONFIBER (877-2-663-4237).

Q. How will OnFiber prevent the unauthorized slamming of customers?

- A. Because OnFiber provides networked data communications services only, OnFiber's customers will not have the need or opportunity to opt for a particular long distance provider. Therefore, OnFiber's operating technology precludes it from soliciting or directing customers to long distance providers through "slamming" or otherwise in the absence of their consent.
- Q. Does OnFiber intend to file tariffs?
- A. OnFiber will file all applicable tariffs.
- Q. How many people does the company employ?
- A. As of the date May 19, 2000, OnFiber employs 50 persons.
- Q. Will your company meet the requirements as they pertain to the Telephone Assistance Programs imposed by Sections 13.301 and 13.301.1 of the Illinois Public Utilities Act and 83 Illinois Administrative Code Part 757?
- A. No, OnFiber does not at this time provide local exchange service; therefore the Illinois Public Utilities Act Sections 13.301 and 13.301.1 are not applicable.
- Q. Will your company solicit, collect and remit the voluntary contributions from its telephone subscribers to support the Telephone Assistance Programs?
- A. Because at this time OnFiber contemplates offering only data services, and based upon our review of the Illinois Public Utilities Act and associated regulations, we understand that OnFiber would not be required to participate in those programs. However, if the Commission determines that OnFiber's participation is required, or if OnFiber begins to offer voice services, we will certainly participate.
- Q. Does the company realize that it will not be able to receive any of the federal reimbursements for the Lifeline and Link Up Programs if it is not an eligible carrier?
- A. Yes.
- Q. Will your company offer all of the waivers associated with the Universal Telephone Service Assistance Programs (UTSAP)?
- A. Currently, OnFiber has no plans to provide voice grade service. However, if and when OnFiber does offer such service, we will offer the waivers associated with UTSAP.
- Q. Will your company abide by the regulations as prescribed in 83 Illinois Administrative Code Part 755, "Telecommunications Access for Persons with Disabilities," 83 Illinois

Administrative Code Part 756 "Telecommunications Relay Service," and Sections 13-703 of the Illinois Public Utilities Act?

- A. Currently, OnFiber has no plans to provide voice services. However, if and when such services are provided, we will abide by the regulations of 83 Ill. Adm. Code Part 756.
- Q. Will the company's billing system be able to distinguish between resale and facilities based service for the collection of the ITAC line charge?
- A. Yes, if it is relevant to our services.
- Q. Has your company signed and returned the Universal Telephone Assistance Corporation ("UTAC") and the Illinois Telecommunications Access Corporation ("ITAC") to Commission staff?
- A. If we have not already done so, OnFiber will sign and return the UTAC and ITAC forms to the Commission.
- Q. Please describe your company's internal process for complaint resolution, the escalation process within your company, and when a customer is notified that they may contact the Illinois Commerce Commission for assistance.
- A. In the case of a dispute between a Customer and OnFiber as the correct amount of a bill rendered by OnFiber for service furnished to the Customer, which cannot be adjusted with mutual satisfaction, the Customer may make the following arrangements: (1) the Customer may make a written request, and OnFiber shall comply with the request, for an investigation and review of the disputed amount; (2) the undisputed portion of the bill and the subsequent bills, other than the disputed amount, must be paid by the "Due by" date shown on the bill. If the undisputed portion of the bill and subsequent bills become delinquent, the service may be subject to disconnection if OnFiber has notified the Customer by written notice of such delinquency and impending termination.
- Q. Will the company file tariffs for all services and charges associated with providing local telephone service.
- A. OnFiber will file all applicable tariffs.
- Q. How does your company plan to solicit customers once it begins to provide local service?
- A. OnFiber intends to use an indirect sales channel through ISPs. Therefore, no customer solicitation plans are anticipated.
- Q. Will your company abide by federal and state slamming laws?

- A. Yes, it will.
- Q. Has your company written guidelines to prevent the unauthorized slamming of local exchange customers?
- A. Because OnFiber provides networked data communications services only, OnFiber's customers will not have the need or opportunity to opt for a particular long distance provider. Therefore, OnFiber's operating technology precludes it from soliciting or directing customers to long distance providers through "slamming" or otherwise in the absence of their consent.
- Q. Has your company provided service under any other name?
- A. No, OnFiber has not.
- Q. Have any complaints or judgments been levied against the company? (Instate, out-of-state or FCC).
- A. No, there have been no complaints against the company.
- Q. Please provide the name, address, telephone number and fax number of the 911 contact person for your company.
- A. Currently, OnFiber has no plans to provide voice services. However, if and when it does provide such services, it will immediately provide the name, address, and contact number for the 911 contact person.
- Q. Will your company ensure that 911 traffic is handled in accordance with the 83 Illinois Administrative Code Part 725 and the Emergency Telephone System Act?
- A. Currently, OnFiber has no plans to provide voice services. However, if and when it does provide such services, it will ensure that 911 traffic is handled in accordance with 83 Illinois Administrative Code Part 725.
- Q. Will your company contact and establish a working relationship with 911 systems when you begin to provide local telephone service?
- A. Currently, OnFiber has no plans to provide voice services. However, if and when it does provide such services, it will establish a working relationship with 911 systems.
- Q. Will your company coordinate with the incumbent LEC(s) and local 911 systems to provide transparent service for your local exchange customers?
- A. Currently, OnFiber has no plans to provide voice services. However, if and when it does

provide such services, it will coordinate with the incumbent LEC and local 911 systems to provide transparent service.

Q. Who will be responsible for building and maintaining the 911 database for your local exchange customers?

A. Currently, OnFiber has no plans to provide voice services. However, if and when it does provide such services, it will designate an individual to be responsible for building and maintaining the 911 data base for the local exchange customers. OnFiber will provide that individuals name to the Commission.

Q. How often will your company update the 911 database with customer information?

A. Currently, On fiber has no plans to provide voice services. However, if and when it does provide such services, it will update the 911 database as required by Illinois law and regulation.

Q. Will your company's billing system have the ability to distinguish between facilities based and resale for the collection of the 911 surcharge?

A. Currently, On fiber has no plans to provide voice services. However, if and when it does provide such services, it will have the ability to distinguish between facilities based and resale for the collection of the 911 charge.

Q. Does your company have procedures for the transitioning of the 911 surcharge collection and disbursement to the local 911 system?

A. Currently, On fiber has no plans to provide voice services. However, if and when it does provide such services, it will develop procedures for transitioning the 911 surcharge collection and distribution to the local 911 system.

Q. Will your company's proposal require any network changes to any of the 911 systems?

A. Currently, On fiber has no plans to provide voice services. Accordingly, On fiber's proposals will not require any network changes to any of the 911 systems.

Q. Will your company be able to meet the requirements specified under Part 725.500(o) and 725.620(b) for the installation of call boxes?

A. Currently, On fiber has no plans to provide voice services. However, if and when it does provide such services, it will meet the requirements specified under 83 Illinois Administrative Code Sections 725.500(o) and 725.620(b). If the requirements could not be met, On fiber would file for a waiver of those provisions.

- Q. What circumstances warrant a departure from the prescribed Uniform System of Accounts ("USOA")?
- A. On fiber is wholly-owned subsidiary of On fiber Communications, Inc. and maintains its financial information on a consolidated basis using a system different from the Uniform System of Accounts (USOA) used by incumbent traditional telecommunications providers. It would be unduly burdensome if On fiber would be required to report financial results using the USOA for its Illinois operations. Instead of USOA accounting, On fiber Communications, Inc. uses a system of accounts in conformity with generally accepted accounting principles (GAAP) consistent with the principles embodied in the provisions of USOA. On fiber prepares its financials on a consolidated basis with On fiber Communications, Inc. On fiber currently uses GAAP principles in all of its other accounts. Thus, requiring On fiber to adopt a different system for Illinois would cause it undue hardship. If allowed to use this alternative procedure, On fiber will be able to maintain uniformity among its own accounts. Moreover, allowing On fiber to use GAAP accounting principles will allow the Commission to compare the financial accounts of the other telecommunications companies using GAAP.
- Q. Will records be maintained in accordance with Generally Accepted Accounting Principles ("GAAP")?
- A. Yes they will.
- Q. Will applicant's accounting system provide an equivalent portrayal of operating results and financial condition as the USOA?
- A. Yes it will.
- Q. Will applicant's accounting procedures maintain or improve uniformity in substantive results as among similar telecommunications companies?
- A. Yes they will.
- Q. Will applicant maintain its records in sufficient detail to facilitate the calculation of all applicable taxes?
- A. Yes it will.
- Q. If a waiver of Part 710 is granted, will applicant provide annual audited statements for all periods subsequent to granting of the waiver?
- A. Yes it will.
- Q. Does applicant agree that the requested waiver of Part 710 will not excuse it from

compliance with future Commission rules or amendments to Part 710 otherwise applicable to the Company?

A. Yes, it does agree.

Q. Is it On fiber's intention to comply with all applicable Illinois laws and regulations?

A. Yes it is.

Q. Does this conclude your testimony?

A. Yes it does.

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